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17 Attorneys for Defendant MENDEZ MEDIA
18 MARKETING, INC.

19
20 **IN THE UNITED STATES DISTRICT COURT**
21 **DISTRICT OF NEVADA**

22 SOCIAL BUTTERFLY WORLD, LLC, a Nevada
limited-liability company,

Case No.: 2:16-CV-00123-RFB-NJK

23 Plaintiff,
v.
24 MENDEZ MEDIA MARKETING, INC., a
25 California corporation; and DOES 1 through 10 and
ROE corporations 1 through 10, inclusive,
26
Defendants.

**STIPULATION AND ORDER TO DISMISS
ACTION WITH PREJUDICE**

1 WHEREAS, Plaintiff SOCIAL BUTTERFLY WORLD, LLC (“SBW”) filed its Complaint
2 on January 22, 2016, and Defendant MENDEZ MEDIA MARKETING, INC. (“MMMI”) filed its
3 answer herein on February 22, 2016;

4 WHEREAS, SBW and MMMI engaged in settlement discussions over the proceeding
5 months, and agreed to a settlement of the above-captioned action;

6 WHEREAS, all parties have executed their respective portions of the settlement agreement,
7 which includes a dismissal with prejudice of the above-captioned suit conditioned on certain terms
8 being performed, which have since occurred.

9 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between SBW
10 and MMMI (collectively the “Parties”), through their undersigned counsel, as follows:

11 1. The action in its entirety and Defendant MMMI shall be and hereby are dismissed
12 *with prejudice*.

13 2. Each party shall bear its own attorneys’ fees and costs.

14 3. The other terms of the settlement shall remain confidential, except as otherwise stated
15 in the settlement agreement.

16 4. The Parties are currently scheduled to appear at a settlement conference before Hon.
17 Nancy Koppe on January 11, 2017, with confidential briefs due by January 4, 2017. The Parties
18 respectfully submit that these matters should be vacated and removed from the Court’s calendar.
19 There are currently no other pending hearings or matters before this Court.

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1 Respectfully submitted,

2 DATED: January 5, 2015

GIBBS GIDEN LOCHER TURNER
SENET & WITTBRODT LLP

4 By: /s/ Timothy P. Elson

5 Timothy P. Elson, Esq.
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8 Attorneys for Plaintiff
SOCIAL BUTTERFLY WORLD, LLC

9 DATED: January 5, 2017

10 MCCORMICK, BARSTOW, SHEPPARD, WAYTE &
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11 By: /s/ Timothy J. Buchanan

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MARKETING, INC.

16 **IT IS SO ORDERED:**



17 HON. RICHARD F. BOULWARE, II
United States District Judge

18 DATED: 1/10/17

CERTIFICATE OF MAILING

The undersigned, an employee of the law firm of McCormick, Barstow, Sheppard, Wayte & Carruth, hereby certifies that on January 6, 2017, she served a copy of the FOREGOING **STIPULATION AND ORDER TO DISMISS ACTION WITH PREJUDICE** via electronic service through the United States District Court for the District of Nevada's ECF System upon each party in the case who is registered as an electronic case filing user with the Clerk:

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/s/ Carol Aurand

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